

**AN ORDINANCE  
BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

**AN ORDINANCE TO AUTHORIZE THE REEMPLOYMENT OF RICHARD BENITEZ, A RETIRED FIREFIGHTER, AS A FIRE APPARATUS OPERATOR WITH THE CITY OF ATLANTA DEPARTMENT OF FIRE AND RESCUE PURSUANT TO SECTION 3-505 (C) OF THE CHARTER OF THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.**

**WHEREAS**, Richard Benitez retired from the City of Atlanta ("City") Department of Fire and Rescue on August 29, 2005 at 48 years of age after 26.555 years of service; and

**WHEREAS**, Section 3-505 (c) of the City Charter provides that the City "may reemploy a retiree for any single period of time, or any several periods of time, which shall not exceed 520 business days, whether continuously or in separate days of employment, for the purpose of availing the City of some particularized skill possessed by the retiree"; and

**WHEREAS**, Section 3-505 (c) further provides that during this period of reemployment the retiree shall not acquire any civil service rights or any further pension rights, and shall not be required to make any contributions to the pension fund; and

**WHEREAS**, there is a large Spanish-speaking population in the City and Mr. Benitez has bilingual skills needed by the Department of Fire and Rescue during emergencies involving Spanish-speaking victims; and

**WHEREAS**, the Department of Fire and Rescue desires to retain the services of Mr. Benitez and his bilingual skills in a position of Fire Apparatus Operator, for a period not to exceed 520 business days.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:**

**SECTION 1:** That the City of Atlanta Department of Fire and Rescue is authorized to re-employ Mr. Richard Benitez for a period not to exceed 520 business days as a Fire Apparatus Operator, at salary grade 14, step 11, \$52,602.50 per year as provided under Section 3-505 (c) of the Charter of the City of Atlanta, to be paid from fund account and center numbers 1A01 511001 W33002.

**SECTION 2:** That all ordinances, or parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

## TRANSMITTAL FORM FOR LEGISLATION

**TO: MAYOR'S OFFICE**

**ATTN: GREG PRIDGEON**

**Legislative Counsel (Signature):**

**Contact Number: x 6310**

**Originating Department:** Department of Fire and Rescue

**Committee(s) of Purview: Public Safety and Legal Administration**

**Council Deadline: May 15, 2006**

**Committee Meeting Date(s): May 30-31, 2006      Full Council Date: June 5, 2006**

**Commissioner Signature**

### CAPTION

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FINANCIAL IMPACT: \$52,602.50 / year

Mayor's Staff Only

Received by Mayor's Office:

(date)

Reviewed by:

(date)

Submitted to Council:

(date)